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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE
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5 CALISTA PHAIR,
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Plaintiff,

v.

8 MARY ALICE HEUSCHEL, Superintendent
9 Renton School District, SHERYL A. MOORE,
Executive Director, and JANE GOETZ,

Defendants.

NO. C08-810MJP

ORDER TO SHOW CAUSE WHY
CASE SHOULD NOT BE DISMISSED
FOR LACK OF SUBJECT MATTER
JURISDICTION

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13 The above-referenced case appears to have been filed in this Court on the basis of federal
14 question jurisdiction. See 28 U.S.C. §1331. Plaintiff claims that she has suffered a “civil rights
15 violation” and that Defendants violated “the FOIA.” Plaintiff also claims that the Court should nullify
16 a Renton School District meeting because it was held in violation of “RCW 30.060(2).” The Court
17 assumes that in referring to “the FOIA,” Plaintiff is referring to the Freedom of Information Act, 5
18 U.S.C. § 552. FOIA only requires disclosure of public information from federal agencies; it does not
19 apply to state agencies or bodies. See St. Michael’s Convalescent Hosp. v. California, 643 F.2d 1369,
20 1373 (9th Cir. 1981). Plaintiff has not sued any federal actors. Plaintiff’s other authority for her
21 claims is a Washington statute. Thus, it does not appear on the face of the complaint that there are
22 any federal questions at issue.

23 Federal courts are courts of limited jurisdiction. Plaintiff may only bring suit in this court if she
24 has a viable claim under federal law or if the parties are diverse. Plaintiff is therefore ORDERED to
25 SHOW CAUSE why this case should not be dismissed without prejudice for lack of subject matter

1 jurisdiction. Plaintiff's response is due no later than July 16, 2008. If no response is filed, the Court
2 will dismiss this matter without prejudice.

3 The clerk is directed to send copies of this order to all counsel of record and to Ms. Phair.

4 Dated: June 30, 2008.



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6 Marsha J. Pechman
United States District Judge

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